IN THE HIGH COURT OF JUDICATUARE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION'

COMPANY PETITION NO. 638 OF 2004

CONNECTED WITH

COMPANY APPLICATION NO. 126 OF 2004

In the matter of the Companies Act, I of 1956
AND
In the matter of sections 391 to 394 of the Companies Act, 1956
AND
In the matter of the scheme of amalgamation of Silver Light Nirlepware Industies Private Limited with Duraware Private Limited.

Duraware Private Limited .... Petitioner

ALONGWITH

COMPANY PETITION NO. 637 OF 2004
CONNECTED WITH
COMPANY APPLICATION NO. 125 OF 2004

In the matter of the Companies Act, I of 1956
AND
In the matter of sections 391 to 394 of the Companies Act, 1956
AND
In the matter of the scheme of amalgamation of Silver Light Nirlepware Industies Private Limited with Duraware Private Limited.

Silver Light Nirlepware Industsries

Private Limited .....Petitioner

Shri Rahul Risbud for the petitioner in both the petitions.

Shri C.J. Roy with R.C. Master and M.M. Goswami Panel counsels i/b. T.C. Kaushik for Regional Director, Dept. of Company Affairs, Maharashtra, Mumbai in both the petitions.

Shri R..C. Gupta, official Liquidator prsent in C.P.637/2004 only.

CORAM: S.U. KAMDAR, J.

DATE : 10TH FEBRUARY, 2005.

P.C. :

1. In the present case two of the creditors have filed their objections namely one Mrs. Ashwini Tatke and Mrs. Mansi Mhaskar that though the objections are filed the said creditors are not appearing in the present proceedings. On the last occasion I directed a special notice to be issued to the said creditors. An affidavit of service has been filed indicating that a notice has been issued to the said creditors for the hearing of the matter

on 23.12.2004 when the said matter was finally heard. However, none appeared for the said creditors and pressed for the said objection. In the light of the aforesaid facts of the matter I reject the objections raised by the said creditors. For the reasons recorded in Company Petition no. 695 of 2004 and Company Petition no. 696 of 2004, the petition is made absolute in terms of prayer clause (a) to (g).

sd/-

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